

RESOLUTION NO. R 014 20

A RESOLUTION TO EXTEND THE BOUNDARY OF THE SUSSEX COUNTY UNIFIED SANITARY SEWER DISTRICT (SCUSSD) MILLER CREEK AREA, TO INCLUDE THE FRIENDSHIP HALL SUBDIVISION AND THE ADJACENT PARCEL 134-16.00-15.01 ON CENTRAL AVENUE LOCATED IN THE BALTIMORE HUNDRED, SUSSEX COUNTY, DELAWARE AND RECORDED IN THE OFFICE OF THE RECORDER OF DEEDS, IN AND FOR SUSSEX COUNTY, DELAWARE

WHEREAS, Sussex County has established the Sussex County Unified Sanitary Sewer Sanitary Sewer District (SCUSSD); and

WHEREAS, in the best interests of the present district and to enhance the general health and welfare of that portion of Sussex County in the Miller Creek area, the inclusion of this area will be beneficial; and

WHEREAS, in accordance with 9 Del. C., Section 6502 (a), the Sussex County Council may, upon request of the County Engineer, revise the boundary of an established sewer district when 50 or more houses have been connected by posting a public notice in four public places in the district describing the new or revised boundary; and

WHEREAS, the Sussex County Council has caused to be posted a public notice in at least four public places in the district, as verified by the affidavit of Phillip C. Calio, a copy of which affidavit and public notice is attached hereto and made a part hereof; and

WHEREAS, in accordance with 9 Del. C., Section 6502 (b), the Sussex County Council shall, within ninety days after posting the public notices pass a formal resolution establishing the new boundary of the district;

NOW, THEREFORE, BE IT RESOLVED the Sussex County Council hereby revises the boundary of the SCUSSD to encompass the lands mentioned above in the Miller Creek area and further described as follows:

BEGINNING at a point, said point being on the SCUSSD (Miller Creek Area) boundary, said point also being on the Forest Landing subdivision boundary, said point further being the southeasternmost property corner of lands Now or Formerly (N/F) of Andrea R. Brossus, et. al.; then continuing by and with said subdivision and sewer district boundary in a northeasterly, southeasterly and southwesterly direction respectively a distance of 3,158'± to a point, said point being on the northerly property line of lands N/F of Dianne H. & Russell W. Archut; thence leaving said subdivision and sewer district boundary and continuing by and with said Archut lands in a northwesterly direction a distance of 891'± to a point, said point being then easternmost property corner of lands N/F Brent D. & Carol P Hurley, Trustees; thence leaving said Archut lands and continuing by and with said Hurley lands in a northwesterly direction a distance of 660'± to a point, said point being the northwesternmost property corner of said lands of Hurley; thence continuing 153' with lands of Hurley to a point, said point being on the easterly Right-of-Way (ROW) of Central Avenue; thence leaving said other lands of Hurley and continuing by and with said ROW in a northwesterly direction a distance of 1,004'± to a point, said point being the southwesternmost property corner of lands N/F of Andrea R. Brossus, et al.; thence leaving said ROW and continuing by and with said Brossus lands in a northeasterly direction a distance of 153.67' to a point, said point being that of the BEGINNING.

NOTE: The above description has been prepared using Sussex County Tax Map 134-16.00 & 19.00 and Sussex County property assessment records.

A map outlining and describing the extension of the SCUSSD is attached. The area involved is crosshatched.

BE IT FURTHER RESOLVED that the Sussex County Council directs the County Engineer and the Attorney for the County Council to procure the necessary lands and right-of-way by purchase, agreement, or condemnation in accordance with the existing statutes; and

BE IT FURTHER RESOLVED that the County Engineer is hereby authorized to prepare maps, plans, specifications, and estimates, let contracts for and supervise the construction and maintenance of, or enlarging and remodeling of, any and all structures required to provide for the safe disposal of sewage in the sanitary sewer district, as amended.

I DO HEREBY CERTIFY THAT THE FOREGOING IS A TRUE AND CORRECT COPY OF RESOLUTION NO. R 014 20 ADOPTED BY THE SUSSEX COUNTY COUNCIL ON THE 27TH DAY OF OCTOBER 2020.

**ROBIN A. GRIFFITH
CLERK OF THE COUNCIL**